

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Rainer Walter, et al. ) Art Unit: 1626  
Serial No. : 10/646,423 ) Examiner: Anderson, R.  
Filed : August 22, 2003 ) Confirmation No.: 9165  
For : NEW SUBSTITUTED INDOLINONES, PREPARATION THEREOF AND  
THEIR USE AS PHARMACEUTICAL COMPOSITIONS  
Docket No. : 1/1161-2-D2

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Sir:

In response to the Office action mailed on September 12, 2005, please enter the following elections.

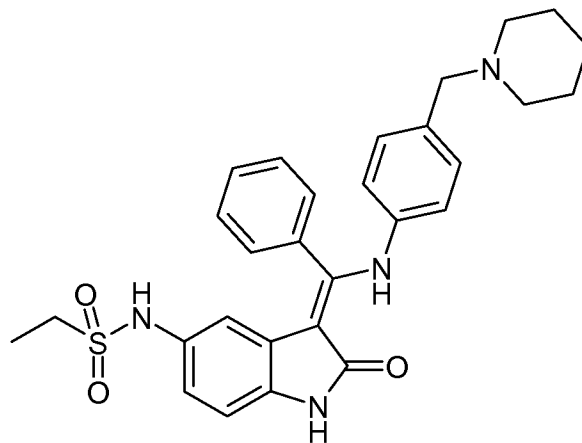
It is hereby petitioned that the period permitted for response be extended by 3 months, pursuant to 37 CFR 1.136(a), so that it will expire on January 12, 2006.

ELECTIONS

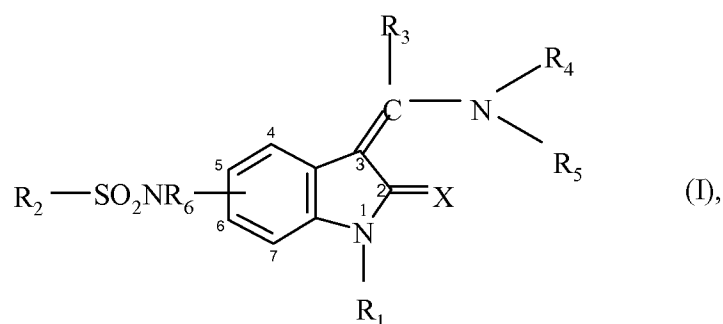
Applicants hereby elect to prosecute claims directed to the invention of Group I (claims 1-13, drawn to products of formula (I), variously classified.

Applicants further elect the following single disclosed species: (Z)-3-{1-[4-(piperidinomethyl)-phenylamino]-1-phenyl-methylidene}-5-ethylsulphonylamino-2-indolinone.

This compound is specifically disclosed in the specification at page 62, in the 1st row of Table II on that page. It has the following structural formula:



The elected species is a compound of the formula I



wherein:

- X is an oxygen atom,
- R<sub>1</sub> is a hydrogen atom,
- R<sub>2</sub> is an ethyl group,
- R<sub>3</sub> is a phenyl group,
- R<sub>4</sub> is a phenyl group substituted by R<sub>7</sub>,
- R<sub>5</sub> is a hydrogen atom,
- R<sub>6</sub> is a hydrogen atom, and
- R<sub>7</sub> is a piperidinomethyl group.

The above elections are made without traverse.

Respectfully submitted,

/Alan Stempel/

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December 17, 2005  
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